IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO.5566 of 2005

Between:

G.Jashkumar, S/o Rajesh, 28 years,
R/o Pothireddypalli, Vinavanka Mandal, Karimnagar District.

...PETITIONER

AND

1. Government of Andhra Pradesh, rep.by its Principal Secretary, Panchayat Raj and Rural Development (PTS II) Department, Secretariat Buildings, Hyderabad.
2. The Collector (Panchayat Raj Division), Karimnagar District.
3. The District Panchayat Officer, Karimnagar District.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any writ, order or direction particularly one in the nature of mandamus declaring proceedings Rc.No.991/03-pan/ dated 25.01.2005 of the first respondent in extending the suspension for a further period of three months as illegal, arbitrary, unconstitutional, capricious and by nullifying the said proceedings Rc.No.991/03-pan/dated 25.01.2005 direct the respondent to forthwith reinstate me with all consequential and attendant benefits.

Counsel for the Petitioner: DR.P.B.VIJAY KUMAR

Counsel for the Respondents: GP FOR PANCHAYAT RAJ & RURAL

DEVELOPMENT

The Court made the following:

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO.5566 of 2005

ORDER:

This Writ Petition is filed aggrieved by the order dated 25.01.2005 passed by the second respondent under Section 249 (6) of the Panchayat Raj Act, 1994 ('the Act' for brevity). Against the said order, an alternative remedy is available by way of revision under Section 264 of the Act. Without exhausting the said remedy, the petitioner cannot seek relief by way of this Writ Petition.

Accordingly, granting leave and liberty to the petitioner to work out the alternative remedy available under the Act, the Writ Petition is disposed of. No costs.

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(G.ROHINI, J)

18th March 2005

RRB

ASSISTANT REGISTRAR

//True Copy//

SECTION OFFICER

Copy To:

1. The Principal Secretary, Government of Andhra Pradesh, Panchayat Raj and Rural Development (PTS II) Department, Secretariat Buildings, Hyderabad.
2. The Collector (Panchayat Raj Division), Karimnagar District.
3. The District Panchayat Officer, Karimnagar District.
4. Two CCs to G.P. for Panchayat Raj & Rural Development, High Court Buildings, Hyderabad (OUT).
5. Two CD copies.